

DUPLICATE

Attorney Docket No. 010098
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)

Tao Chen et al.)

For: Method and Apparatus for Power
Level Adjustment in a Wireless
Communication System

Serial No. 09/755,207)

Examiner: Tu Nguyen

Filed: January 5, 2001)

Group No.: 2684

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR § 1.137(b)Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned for failure to file a timely reply to an Advisory Action dated December 27, 2004 by the United States Patent and Trademark Office.

Applicants hereby petition for revival of this application.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Depositor's Name: _____
(type or print name)

Date: July 5, 2005

FACSIMILE

- ☒ transmitted by facsimile to the Patent and Trademark Office.

Depositor's Name: Sheryl Schoen
(type or print name)

Signature: Sheryl Schoen

Adjustment date: 08/18/2005 AKELLEY
07/07/2005 MBINAS 00000016 170026 09755207
02 FC:1253 1020.00 CR
08/18/2005 AKELLEY 00000004 170026 09755027
01 FC:1453 1500.00 DA

On September 4, 2004, Applicants submitted a response to the Office Action dated June 3, 2004. On January 7, 2005, Applicants received an Advisory Action dated December 27, 2004. On January 10, 2005, Applicant phoned Examiner Tu Nguyen to inquire as to why an Advisory Action was issued. The Examiner informed us that this action had been made final. Applicant respectfully draws attention to the Office Action Summary page where box 2b is marked to indicate that "this action is non-final" and that the only place in the Office Action that indicated that this was a "Final" Office is action is at the top of page 4.

Enclosed is a Request for Continued Examination for the patent application identified above.

Applicants do not believe that any fees are due. If, however, it is determined that fees are owed, Applicants hereby authorize that such fees be charged to Deposit Account No. 17-0026. A duplicate of this sheet is enclosed.

The undersigned declares further that all statements made herein are of his or her own knowledge are true and that statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Dated: July 5, 2005

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